



LINDA S. ADAMS  
SECRETARY FOR ENVIRONMENTAL  
PROTECTION

# CALIFORNIA INTEGRATED WASTE MANAGEMENT BOARD



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GOVERNOR

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September 17, 2009 (Sent Via Email as PDF)

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PO Box 4025  
Sacramento, CA 95812

Re: Appeal Before the California Integrated Waste Management Board In the Matter of the Notice  
& Order Pertaining to: Dixon Pit Landfill  
OAH No. 2008 100665

Gentleman:

Pursuant to our discussion this morning, as counsel for the Board members of the California Integrated Waste Management Board (CIWMB) and acting on their behalf, the stipulation proposed by the parties hereto regarding a hearing schedule for the above proceeding is accepted and thus the schedule shall be as follows:

October 26, 2009: The following shall be submitted to the CIWMB (see below for submission procedure):

1. The written arguments of Appellant and Respondent on the nine legal bases for the appeal as set forth in Appellant's Notice of Appeal dated 8/3/09;
2. Respondent's potential motion to dismiss and Appellant's potential motion to present additional relevant facts as to any LEA actions or inactions not subject to review by the underlying hearing officer (along with an explanation as to why the matter was not presented at the prior hearing); and
3. The full record before the hearing officer in the underlying OAH appeal. (We understand that the transcript should be completed by mid-October and further affirm that the exhibits (including pleadings and briefs) may be the parties' copies accompanied by a stipulation attesting to the records' completeness);

November 2, 2009: The following shall be submitted to the CIWMB:

1. Written arguments opposing any submitted motion to dismiss or motion to present additional facts. (Please note that The Board members may be ruling on any submitted motions based upon the written arguments alone); and
2. The written arguments of CIWMB Staff.

November 17, 2009: The Hearing shall take place at 9:30 am, or as soon thereafter as the matter may be heard, at:

California Environmental Protection Agency Building  
Byron Sher Auditorium  
1001 "I" St., 2<sup>nd</sup> Fl.  
Sacramento, CA 95812

Submission Procedures: All submissions (other than the underlying record) shall be submitted as PDF attachments to emails sent to the following recipients:

Elliot Block: [eblock@ciwmb.ca.gov](mailto:eblock@ciwmb.ca.gov)

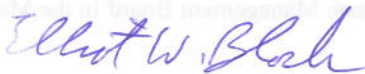
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Steven Levine: [slevine@ciwmb.ca.gov](mailto:slevine@ciwmb.ca.gov)

Thank you for your cooperation in this matter.

Sincerely,



Elliot Block  
Chief Counsel  
California Integrated Waste Management Board